

# State Survey Laws: Factors Affecting Child Protective Services Involvement in Commercial Sexual Exploitation of Minors Cases

1

State	State law defines child abuse and neglect to include commercial sexual exploitation <sup>1</sup>	State defines “caregiver” or similar term broadly enough to include non-familial traffickers who have custody or control of a minor victim <sup>2</sup>	Is CPS involvement likely? (Is abuse defined to include CSEC and is caregiver broadly defined?) <sup>3</sup>
Alabama	Yes	No	No
Alaska	Yes	Yes	Yes
Arizona	Yes	No	No
Arkansas	Yes	No	No
California	No	No	No
Colorado	Yes*	Yes	Yes
Connecticut	No	Yes	No
Delaware	No	Yes	No
DC	Yes	No	No
Florida	Yes*	No	No
Georgia	Yes	Yes	Yes
Hawaii	Yes	No	No
Idaho	Yes	No	No
Illinois	Yes*	Yes	Yes
Indiana	Yes	Yes	Yes
Iowa	Yes	Yes	Yes
Kansas	Yes	No	No
Kentucky	Yes	Yes	Yes
Louisiana	Yes	No	No
Maine	No	No	No
Maryland	Yes*	Yes	Yes
Massachusetts	No	Yes	Yes
Michigan	Yes	No	No
Minnesota	Yes*	No	No
Mississippi	Yes	Yes	Yes
Missouri	No	No	No
Montana	Yes	No	No
Nebraska	Yes	No	No
Nevada	Yes	No	No
New Hampshire	Yes	No	No
New Jersey	Yes	Yes	Yes

1 See Component 5.5 of the Protected Innocence Challenge Methodology: [http://sharedhope.org/wp-content/uploads/2012/09/SHI\\_ProtectedInnocence\\_Methodology\\_FINAL.pdf](http://sharedhope.org/wp-content/uploads/2012/09/SHI_ProtectedInnocence_Methodology_FINAL.pdf). For purposes of this chart, “commercial sexual exploitation” includes exploitation through child pornography or prostitution. Fields with an asterisk (\*) indicate that sex trafficking is specifically included in the definition of abuse or neglect.

2 See Component 5.6 of the Protected Innocence Challenge Methodology: [http://sharedhope.org/wp-content/uploads/2012/09/SHI\\_ProtectedInnocence\\_Methodology\\_FINAL.pdf](http://sharedhope.org/wp-content/uploads/2012/09/SHI_ProtectedInnocence_Methodology_FINAL.pdf)

3 Responses are solely based on statutory law and do not reflect regulatory or practice-based responses by agencies providing child protective services in cases of commercial sexual exploitation. Evaluations of state laws are based on legislation enacted before August 1, 2013.

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2

<b>New Mexico</b>	Yes	Yes	Yes
<b>New York</b>	Yes	Yes	Yes
<b>North Carolina</b>	Yes	No	No
<b>North Dakota</b>	No	No	No
<b>Ohio</b>	Yes	Yes	Yes
<b>Oklahoma</b>	Yes	No	No
<b>Oregon</b>	Yes	Yes	Yes
<b>Pennsylvania</b>	Yes	No	No
<b>Rhode Island</b>	Yes	No	No
<b>South Carolina</b>	No	Yes	No
<b>South Dakota</b>	No	No	No
<b>Tennessee</b>	Yes	Yes <sup>4</sup>	Yes
<b>Texas</b>	Yes*	No	No
<b>Utah</b>	No	No	No
<b>Vermont</b>	Yes	Yes	Yes
<b>Virginia</b>	No	No	No
<b>Washington</b>	Yes	No	No
<b>West Virginia</b>	Yes	Yes	Yes
<b>Wisconsin</b>	Yes	Yes	Yes
<b>Wyoming</b>	Yes	Yes	Yes
<b>Totals</b>	<b>40</b>	<b>22</b>	<b>20</b>

<sup>4</sup> See Enacted House Bill 1050